

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION

**IN RE: DIGITEK PRODUCT LIABILITY  
LITIGATION**

**MDL NO. 1968**

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**THIS DOCUMENT RELATES TO ALL CASES**

**DEFENDANTS' MOTION FOR LEAVE TO FILE  
RESPONSE TO PLAINTIFFS' OBJECTIONS TO PTO #39**

Defendants respectfully request leave of court to file a response to Plaintiffs' Objections to PTO #39 on or before September 18, 2009. Plaintiffs filed their Objections to PTO #39 (Docket No. 202) on September 10, 2009. Given the substance of those Objections, Defendants request the opportunity to respond. As noted, Defendants will file their response on or before September 18, 2009.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on September 14, 2009, a copy of the foregoing **Defendants' Motion for Leave to File Response to Plaintiffs' Objections to PTO #39** was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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